

Message Text

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65

ACTION IO-10

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-02 PRS-01 SP-02 SS-15 USIA-15

SCCT-01 JUSE-00 FBIE-00 AF-06 ARA-10 EA-09 EUR-12

NEA-10 DHA-02 SCA-01 /118 W
----- 077989

R 121225Z SEP 75

FM USMISSION GENEVA

TO SECSTATE WASHDC 5748

INFO USMISSION USUN

UNCLAS GENEVA 6997

EO: 11652: N/A

TAGS: OCON UN PFOR SHUM

SUBJ: 5TH UN CONGRESS ON THE PREVENTION OF CRIME AND THE TREAT-
MENT OF OFFENDERS: FINAL MEETINGS OF SECTIONS IV AND V.

BEGIN SUMMARY. AT FINAL MEETINGS OF SECTION IV AND V REPORTS WERE
CONSIDERED AND ADOPTED. WHILE RAPORTEURS WERE BY AND LARG
FAITHFUL IN THEIR RECORDINGS EDITORIAL CHANGES WEREMADE AND NEW
THOUGHTS INCORPORATED. IN SECTION IV AND ISSUE OF STANDARD MINI-
MUM RULES AND PROBLEMS OF TORTURE WERE MOST CONTROVERSIAL. IN
SECTION V ALL E COUNTRIES AND CUBA COMPLAINED THAT THEIR INTER-
VENTIONS WERE NOT RECORDED IN REPORT. RAPORTEUR AGREED AND SO-
CIALISTS SUBMISSIONS WILL BE ADDED IN FINAL DRAFT. END SUMMARY.

1. SECTION IV - STANDARD MINIMUM RULES. AT FINAL SESSION AM
SEPT 11 SECT IV CONSIDERED AND ADOPTED (WITH EXCEPTION NOTED BE-
LOW) REPORT OF RAPORTEUR (PILLAI, SRI LANKA). REPORT IS BY AND
LARGE A FAITHFUL RECORD OF PROCEEDINGS AND REPRESENTS A CONSCIEN-
TIOUS EFFORT BY RAPPORTUER TO REFLECT ACCURATELY THE DISPARATE
VIEWS OF DELEGATIONS ON CONTROVERSIAL ISSUES OF THE IMPLEMENTATION
OF STANDARD MINIMUM RULES AND THE PROBLEM OF TORTURE.

2. MOST SIGNIFICANT FEATURE OF REPORT IS DRAFT DECLARATION ON
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TORTURE (REPORTED GENEVA 6990). DESPIT EFFORTS OF SOME DELEGA-

TIONS (NOTABLY ARGENTINA, BRAZIL, MEXICO AND SPAIN) TO REWRITE DECLARATION ON THE FLOOR, CONSENSUS HELD THAT, AS A DOCUMENT NOT LEGALLY BINDING ON ANYONE, IT SERVED THE CONGRESS' PURPOSE OF HIGHLIGHTING TORTURE ISSUE.

3. THE ONLY REALLY CONTENTIOUS POINT AT SESSION CAME WHEN BRAZIL, SUPPORTED BY ARGENTINA, ASKED FOR DELETION OF FOLLOWING SENTENCE ON CHILE ON GROUNDS IT NOT CUSTOMARY IN UN DOCUMENTS TO MENTION COUNTRIES BY NAME: "THE REPRESENTATIVES OF TWO COUNTRIES OBSERVED, HOWEVER, THAT THE INCLUSION OF INFORMATION FROM THE GOVERNMENT OF CHILE HAD BEEN AT VARIANCE WITH THE REPORTED INHUMAN TREATMENT METED OUT TO PRISONERS BY THAT COUNTRY." (SEE GENEVA 6924). CZECHS, GDR, AND CUBA COUNTERED THAT CHILE HAD BEEN MENTIONED IN SECT IV WORKING PAPER THAT THAT IT WAS APPROPRIATE TO MENTION CHILE, AND CALLED FOR DELETION OF CHILE'S NAME FROM WORKING PAPER. CHAIRMAN RULED THAT THIS WAS MATTER FOR STEERING COMMITTEE TO DECIDE.

4. SECTION V - ECONOMIC AND SOCIAL CONSEQUENCES OF CRIME: NEW CHALLENGES FOR RESEARCH AND PLANNING. THE REPORT AND CONCLUSIONS ADOPTED BY SECTION V ON ECONOMIC AND SOCIAL CONSEQUENCES OF CRIME ARE NEITHER CONTROVERSIAL NOR POLITICAL.

5. THE 69 PARAGRAPHS OF THE REPORT ACCURATELY RECORD THE COMMENTS OF CONSULTANTS AND PANELISTS. THEY NOTE THE PROBLEMS OF MEASURING SOCIAL AND ECONOMIC COSTS OF CRIME AND OF UTILIZING VARIOUS PLANNING MECHANISMS TO MINIMIZE AND REDISTRIBUTE COSTS OF CRIME. HOWEVER, AS POINTED OUT BY THE USSR, THESE PARAGRAPHS DO NOT CONTAIN THE VIEWS OF ALL DELEGATES AND FROM THE VIEW OF SOCIALIST COUNTRIES THEY CONVEY AN ERRONEOUS IMPRESSION THAT "DEVELOPMENT" AND INCREASED CRIME ARE CO-EFFICIENTS. MINOR MODIFICATIONS WERE MADE IN THE TEXT OF THE REPORT BY USSR, BULGARIA, EAST GERMANY, CUBA AND AUSTRALIA (RE: RESPONSIBILITY OF JUDICIARY). UK IN THIS SECTION AS IN OTHERS HAD REQUEST GRANTED THAT TERM CONCLUSIONS BE USED IN LIEU OF RECOMMENDATIONS.

6. THE 19 CONCLUSIONS AS AMENDED, ENCOURAGE MANY METHODS OF RESEARCH AND PLANNING FOR CRIME CONTROL AND PREVENTION. COST BENEFIT ANALYSIS IS ENCOURAGED AS ARE "SIMPLER" METHODS OF ANALYSIS AND PLANNING. REGIONS ARE URGED TO COOPERATE AND UN RESEARCH AS-

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SISTANCE IS RECOMMENDED. THE 14 FLOOR AMENDMENTS MADE PRIMARILY BY USSR, UK AND AUSTRALIA IMPROVED A BLAND SET OF CONCLUSIONS. THE UNITED STATES URGED AMENDMENTS WHICH 1) BROADENED RESPONSIBILITY FOR RESEARCH AND PLANNING TO INCLUDE ALL SEGMENTS OF COMMUNITY; 2) REMOVED REFERENCE TO "TRANSNATIONAL CRIMES" AND 3) LIMITED UN ASSISTANCE TO EXISTING RESOURCES OR SUPPLEMENTARY NON-BUDGETARY FUNDS". DALE

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CRIME PREVENTION, COMMITTEE MEETINGS, PRISONERS WELFARE
Control Number: n/a
Copy: SINGLE
Draft Date: 12 SEP 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975GENEVA06997
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750317-0239
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750959/aaaabzpg.tel
Line Count: 114
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION IO
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: MartinML
Review Comment: n/a
Review Content Flags:
Review Date: 26 MAR 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <26 MAR 2003 by MaustMC>; APPROVED <28 JAN 2004 by MartinML>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: 5TH UN CONGRESS ON THE PREVENTION OF CRIME AND THE TREAT- MENT OF OFFENDERS: FINAL MEETINGS OF SECTIONS IV AND V.
TAGS: OCON, PFOR, SHUM, CU, UN
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006